IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRD DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 1195 of 2005

Between:

T. Eswar Prasad, S/o. Lakshmaiaha @ China Baburao,
R/o. Gandugulapally, Dammapet, Khammam District.

..... PETITIONER

AND

1 The State of Andhra Pradesh, Rep. by its Principal Secretary, Home Department, Secretariat, Hyderabad.
2 Superintendent of Police, Khammam District at Khammam.
3 Inspector of Police, Ashwaraopet Circle, Ashwaraopet, Khammam District.
4 Station House Officer, Dammapet Police Station, Dammapet, Khammam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not investigating into crime No. 142/2004 on the file of 4th respondent and not recovering the booty and dacoity property from the accused and not arresting and charge sheeting them as illegal, irregular and violative of Art: 14, 21 and 300A of the Constitution of India and also provisions of Code of Criminal Procedure and consequently direct the respondents to investigate into the same and recover and restore the booty to the petitioner, arrest and charge sheet the accused in accordance with law and pass such other order or orders

Counsel for the Petitioner:MR.SATYANARAYANA NIMMAGADDA

Counsel for the Respondents: GP FOR HOME

The Court at the admission stage made the following :

ORDER:

The only grievance of the petitioner is that the 4th respondent did not proceed and complete the investigation in Crime No.142 of 2004, within the reasonable period.

It appears that a complaint was lodged before the 4th respondent on 13.12.2004 and so far no investigation has been initiated into the same.

Having regard to the facts and circumstances of the case, it is suffice to close the writ petition with a direction to the 4th respondent to conduct and complete the investigation in Crime No.142 of 2005, as expeditiously as possible, if not already done.

The writ petition is accordingly closed. There shall be no order as to costs.

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03.03.2005

Jsu/Ka
To

1 The Principal Secretary, State of Andhra Pradesh, Home Department, Secretariat, Hyderabad.
2 Superintendent of Police, Khammam District at Khammam.
3 Inspector of Police, Ashwaraopet Circle, Ashwaraopet, Khammam District.
4 Station House Officer, Dammapet Police Station, Dammapet, Khammam District.

5 2 CCs to the G.P. for Home, High Court Buildings, Hyderabad. (OUT)

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